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Attorney for Defendants

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Richard Brockie, Tim O'Hara, & Fremont Freewheelers Bicycle Club

UNITED STATES DISTRICT COURT

# NORTHERN DISTRICT OF CALIFORNIA

## SAN FRANCISCO DIVISION

CORNEALIUS LOPES.

Plaintiff.

VS.

## FREEMONT FREEWHEELERS, et al.,

## Defendants.

Case No.: C 07-6213 PJH

DECLARATION OF RICHARD  
BROCKIE IN SUPPORT OF THEIR  
MOTION TO DISMISS FOR  
IMPROPER SERVICE

Date: July 9, 2008

Time: 9:00am

Dent: Courtroom 3, 17<sup>th</sup> Floor

Judge: Hon. Phyllis J. Hamilton

My name is Richard Brockie, if called as a witness in this proceeding, I could and would competently testify as follows:

1. I have never been personally served in this litigation.
2. Seagate Technology LLC (incorrectly identified as Seagate Corp) located at 47010 Kato Rd., Fremont, CA 94538 is not my residential address and the receptionist there does not live at my residence.
3. The receptionist at Seagate Technology LLC is not my agent.

1           4. Upon hearing that the plaintiff claimed to have served me, I spoke with the  
2           receptionist and was told that he told the process server that he was not  
3           authorized to accept service of process.  
4           5. The receptionist never gave me a copy of the complaint.  
5           6. Since April 29, 2008, I have never received a copy of the complaint via  
6           USPS mail.

7           Dated: May 22, 2008

8           By:   
9           Richard Brockie

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